



NATIONAL MEDIATION BOARD

WASHINGTON, DC 20572

(202) 692-5000

In the Matter of the

REPRESENTATION OF
EMPLOYEES

of

SOUTH CENTRAL FLORIDA
EXPRESS, INC.

Train and Engine Service
Employees

31 NMB No. 24

CASE NO. R-6976

DISMISSAL

December 31, 2003

The services of the National Mediation Board (Board) were invoked by the IBT/IBL Rail Operating Employees' Council (IBT/IBL) on November 5, 2003, to investigate and determine who may represent for the purposes of the Railway Labor Act (RLA), as provided by Section 2, Ninth, thereof, personnel described as "Train and Engine Service Employees," employees of South Central Florida Express, Inc. (Carrier).

At the time this application was received, these employees were not represented by any organization or individual.

The Board assigned Investigator Eileen M. Hennessey to investigate.

FINDINGS

The investigation disclosed that a dispute existed among the craft or class of Train and Engine Service Employees, and by direction of the Board, the Investigator was instructed to

conduct an election to determine the employees' representation choice.

The following is the result of the election as reported by Investigator Hennessey.

Number of Employees Voting:

	<u>IBT/IBLE</u>	<u>Number of Employees Eligible</u>
Train and Engine Service Employees	8	18

The Board further finds that the Carrier and employees in this case are, respectively, a Carrier and employees within the meaning of the RLA, as amended; that this Board has jurisdiction over the dispute involved herein; and that the interested parties, as well as the Carrier, were given due notice of the Board's investigation.

On the basis of the investigation and report of election which establishes that less than a majority of eligible employees cast valid votes for representation, the Board finds no basis for certification and the application is, therefore, dismissed subject to Part 1206.4(b) of the NMB Rules.

By direction of the NATIONAL MEDIATION BOARD.



Benetta M. Mansfield
Chief of Staff